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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of

Applicant : Thomas A. Baudendistel  
Serial No. : 09/938,223  
Filed : August 23, 2001  
Title : HARMONIC MOTOR  
Docket : DP-305926  
Examiner : Mark O. Budd  
Art Unit : 2834

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Lowell M. Train

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

**AMENDMENT**

In response to the Office Action of May 2, 2002, please consider the following remarks.

**REMARKS**

Reexamination and reconsideration of the application are requested.

The examiner's rejection of claims 1-7, 13, and 14 as being "anticipated", under 35 U.S.C. 102, is respectively traversed. The examiner rejects these claims as being unpatentable over Richter. Claims 3-7 depend directly or indirectly from claim 2.

Claims 1, 2 (and therefore also claims 3-7), 13 and 14 require the flexing means 16 for flexing the first annular member 12 to be nonrotatable about the longitudinal axis 18 of the first annular member 12. Richter discloses, in Figure 9, a flexing means (the motor output part 32")